THE HON'BLE SRI JUSTICE N.V. RAMANA

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Writ Petition No.682 of 2000

Dated: 14.12.2005

Between:

S.K. Bazi, S/o late Khader Saheb, E.302882, Driver,

aged about 20 years, R/o Nandigama, Krishna District.

..... PETITIONER

AND

1 The A.P.S.R.T.C., rep. by its Managing Director, Musheerabad,

Hyderabad and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE N.V. RAMANA

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Writ Petition No.682 of 2000

Order:

This writ petition is filed seeking to declare the action of the respondents in rejecting the claim of the petitioner for appointment as Cleaner on compassionate grounds in proceedings No.E2/371(5)/92-KTDM, dated 23.08.1999 as illegal, arbitrary and contrary to the circular instructions issued in PD-111/85, dated 13.09.1985, and consequently to direct the respondents to appoint the petitioner as cleaner under Bread Winner Scheme without reference to Circular No.109/96, dated 26.12.1996 or

to provide the additional monetary benefit of Rs.40,000/- with interest at 12% per annum in lieu of employment from 02.12.1992 till the date of payment.

Even though the writ petition was admitted on 22.01.2000, no counter affidavit is filed by the respondents-Corporation so far.

When the matter is taken up for hearing today, the learned counsel for the petitioner as well as the learned Standing Counsel for the respondents-Corporation agreed for disposal of the writ petition with a direction to the respondents to settle the claim of the petitioner as per the Circular instructions issued in PD-111/85, dated 13.09.1985 in lieu of employment.

Since the petitioner is limiting his prayer to the extent of seeking a relief of additional monetary benefit in lieu of employment, and in view of the submissions made by both the counsel, without going into the merits of the matter, I deem it appropriate to dispose of the writ petition with the following directions.

The petitioner is directed to make an application to the respondents seeking payment of additional monetary benefit in lieu of employment within six weeks from the date of receipt of a copy of this order, and on such application being filed; the respondents shall consider the same and settle the claim of the petitioner in the light of the Circular PD-111/85, dated 13.09.1985 as expeditiously as possible, preferably within a period of two months therefrom.

With the above direction, the writ petition is disposed of. No costs.

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N.V. RAMANA, J.

Date: 14.12.2005

Nsr/Ksr